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Socket No.: GR 98 P 2018

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Bernhard Raaf
Applic. No. : 09/699,835
Filed : October 30, 2000
Title : Data Transmission with Interruption Phases
Examiner : Prenell Jones - Art Unit: 2664

DECLARATION
TO ACCOMPANY PETITION UNDER 37 C.F.R. 1.8(b)

I, Tina Kahl, hereby declare that:

- ❖ I am employed as a supervisor at the law office of Lerner and Greenberg, P.A.;
- ❖ my duties include supervising the docketing of all incoming and outgoing mail either received or mailed to the Patent Office;
- ❖ I have reviewed the outgoing mail log for July 10, 2002, and the pertinent page shows that the amendment was indeed facsimile-transmitted to the Patent Office on that date.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



Tina Kahl

Date: April 29, 2003



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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Washington, D.C. 20231
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/699,835	10/30/2000	Bernhard Raaf	GR 98 P 2018P	8188

7590 04/22/2003

LERNER AND GREENBERG, P.A.
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EXAMINER

JONES, PRENELL P

ART UNIT

PAPER NUMBER

2664

DATE MAILED: 04/22/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

O H P E JCS
MAY 02 2003
PATENT & TRADEMARK OFFICE

Notice of Abandonment

Application No. 09/699,835	Applicant(s) Raff et al
Examiner Prenell Jones	Art Unit 2664

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

This application is abandoned in view of:

1. Applicant's failure to timely file a proper reply to the Office letter mailed on Apr 10, 2002.
 - (a) A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113(a) to the final rejection.

(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) No reply has been received.
2. Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) The submitted issue fee of \$ _____ is insufficient. A balance of \$ _____ is due.

The issue fee required by 37 CFR 1.18 is \$ _____. The publication fee, if required by 37 CFR 1.18(d) is \$ _____.
 - (c) The issue fee and publication fee, if applicable, has not been received.
3. Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) Proposed new formal drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) No corrected drawings have been received.
4. The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. The reason(s) below:

WJ
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TECHNOLOGY CENTER 2000 1.181

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

